CHARTER SCHOOL APPLICATION
APPLICABLE LAW MATRIX
"G_Waiver Requests"

Waiver authority is in CRS 22-30.5-507(7)

Law	Cite and Ref	Tribal Rule	Waive
Financial Transparency Act	CRS 22-44-301 to 304, p. 20	Procurement policy, Treasurer oversight, audits	Yes
Colo Open Meetings Law	CRS 24-6-401 p. 22	Meetings are generally not open	Yes
Public Record Act	CRS 24-7-204, p. 22	Records are not public. Audits	Yes
Colo Open Records Act	CRS 24-72-201	"	Yes
Family Educational Rights and Privacy Act	20 USC 1232g, p. 22	?	?
Charter Schools Act	CRS 22-30.5	*Need to review*	Yes
Institute Charter Schools	22-30.5-501	*Need to review*	Yes
Colo Code of Ethics	CRS 24-18-101	Personnel manual for employees. Code of Ethics for officials.	Yes
Non-Profit Corp Act	CRS Title 7, Articles 121-137	Tribes are already non-profits.	Yes
Certificate of Occupancy for School Facility	CRS 22-32-124	IHS inspects	Yes
Safe School Plan	CRS 22-32-109.1(2)	*Will probably need a plan.*	Yes
Student Transportation Safety Requirements	1 CCR 301-25 1 CCR 301-14 1 CCR 301-26 1 CCR 301-29	?	Yes
Nursing Services	1 CCR 301-68	IHS provides services	Yes
Jack's Law	CRS 22-1-119.3	*Need to review*	Yes
Fire Inspections and Related Records	CRS 22-32-128 8 CCR 1507-30	*IHS inspects, but will confirm.*	Yes
Grounds for suspension, expulsion, and denial of admission of students	CRS 22-33-105	*Will develop policy?*	Yes
Procedures for suspension, expulsion, and denial of admission of students	CRS 22-33-105	*Will develop policy?*	Yes
Services for Expelled Students	CRS 22-33-105	*Will develop policy?*	Yes
Child Protection Act of 1987	CRS 19-3-301	Tribal *Child Protection Character Investigation Act* and *Need to review*	Yes

Department of Public Health and Environment Rules and Regulations Governing Schools	6 CCR 1010-6	*Need to review*	Yes
Immunization, Vision, and Hearing	CRS 25-4-902 22-2-116	IHS?	Yes
Claire Davis Act	CRS 24-10-106.3	*Need to review*	Yes
Federal Children's Internet Protection Act and Colorado Children's Internet Protection Act	CRS 22-87-104	*Need to review*	Yes
Student Data Transparency and Security Act	CRS 22-16-101	*Need to review*	Yes
Educational Accountability	CRS 22-11-101	*Need to review*	Yes
ESEA	P.L. 107-110	*Need to review*	?
READ Act	CRS 22-7-1201	*Need to review*	Yes
CAP4K	SB 08-212 CRS 22-7-1001	*Need to review*	Yes
Student graduation and completion plans	CRS 22-14-107	*Will develop a plan?*	Yes
Individual Career and Academic Plans	CRS 22-30.5-525 1 CCR 301-81	*Will develop a plan?*	Yes
Concurrent Enrollment Programs	CRS 22-35-101 1 CCR 301-86	*Will develop a plan?*	Yes
Graduation Requirements	CRS 22-32-109	*Will develop a plan?*	Yes
Instructions in federal and state history and government	CRS 22-1-104	*Will develop a curriculum?*	Yes
Honor and use of the US Flag	CRS 22-1-106	*Need to review*	Yes
Instruction in the Constitution	CRS 22-1-108, 109	*Will develop a curriculum?*	Yes
Instructions in the effects of use of alcohol and controlled substances	CRS 22-1-110	*Will develop a curriculum?*	Yes
Online education programs	CRS 22-30.7-101	*Will develop a plan?*	Yes
Participation in sports and extra-curricular activities	CRS 22-32-116.5	*Will develop a plan?*	Yes
Enrollment policies	CRS 22-30.5-507	*Will develop a plan?*	Yes
Compulsory School Attendance	CRS 22-33-104	Tribe has mandatory school attendance laws	Yes
School operates in compliance with all institute policies and	https://www.boarddocs.com/co/csi/Board.nsf/public	*Will develop a plan?*	?

regulations unless specifically waived			
Posting of waivers and form 990s	CRS 22-44-304	Tribe does not do 990's.	Yes
Students excused from taking state assessments	CRS 22-7-1013	*Will develop a plan?*	Yes
Notice to parents of alleged criminal conduct by school employees	CRS 22-1-130	*Will develop a plan?*	Yes
Background checks for employees	CRS 22-30.5-511.5	Tribe's *Child Protection and Character Investigation Act*	Yes
Employment retirement funds	CRS 22-30.5-512	Tribe has 401K plan	Yes
Teacher's oath, affirmation, or pledge	CRS 22-61-103	*Will develop a plan?* All employees sign confidentiality.	Yes
Anti-discrimination in employment	CRS 24-34-401	Tribe implements tribal preference per federal law. Tribe not subject to Title VII of the *Civil Rights Act.*	Yes
Colo Employment Opportunity Act	CRS 8-2-126	Tribe implements tribal preference per federal law. Tribe not subject to Title VII of the *Civil Rights Act.*	Yes
Colo Social Media and the Workplace Law	CRS 8-2-127	Tribe has internet use policies.	Yes
Colo prohibition against employment discrimination of military personnel	CRS 28-3-506	See *Personnel Policies and Procedures Manual* which prohibits discrimination in hiring.	Yes
Discipline of students with disabilities	20 USC 1415(k) 34 CFR 300.530	*Will develop a plan?*	?
Exceptional Children's Educational Act, including Special Education	CRS 22-20-101	*Need to review*	Yes
Gifted and Talented	CRS 22-20-201	*Need to review*	Yes
Rules for the Administration of the Exceptional Children's Educational Act	1 CCR 301-8	*Need to review*	Yes
Section 504 of the Rehabilitation Act of 1973	20 USC 794	*Need to review*	?
American with Disabilities Act	42 USC 12101	Does not apply to tribes.	Yes

Individuals with Disabilities Educational Act	20 USC 1400	*Need to review*	?
English Language Proficiency Act	CRS 22-24-101	*Need to review*	Yes
School funding formula	CRS 22-54-104(3)	*Need to review*	Yes
Funded pupil enrollment	CRS 22-54-103(10)	*Need to review*	Yes
Tuition	CRS 22-20-109(5) 22-32-115(1) and (2) 22-54-109 22-32-119	*Need to review*	Yes
Fees	CRS 22-32-110(1)(o) and (p) 22-32-117	*Need to review*	Yes
Allocation of funds for at-risk students	CRS 22-54-105	*Need to review*	Yes
Colorado Dept. of Education Financial Policies and Procedures		Fiscal manager?	?
Participation in PERA	CRS 22-30.5-512 22-30.5-111(3)	Tribe has 401-K plan	Yes
School Year National Holiday	CRS 22-1-112 Automatic	Holidays set by *Personnel Policy and Procedures Manual*	Yes
Local Board Duties Concerning Selection of Staff and Pay	CRS 22-32-109(1)(f) Automatic	*Need to review*	Yes
Determine Educational Program and Prescribe Textbooks	CRS 22-32-109(1)(t) Automatic	*Develop curriculum*	Yes
Local Board Powers – Terminate Employment of Personnel	CRS 22-32-110(1)(h) Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes
Local Board Duties – Reimburse Employees for Expenses	CRS 22-32-110(1)(i) Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes
Local Board Powers – Procure Life, Health, and Accident Insurance	CRS 22-32-110(1)(j) Automatic	Tribe's *Personnel Policies and Procedures Manual* for benefits	Yes
Local Board Powers – Policies Related to In-Service Training and Official Conduct	CRS 22-32-220(1)(k) Automatic	Tribe's *Personnel Policies and Procedures Manual* and *Ethics Code*	Yes
Local Board Powers – Employ Teachers' Aides and Other Non-certified Personnel	CRS 22-32-110(1)(ee) Automatic	*Develop policy*	Yes

Employment and Authority of Principals	CRS 22-32-126 Automatic	*Develop policy*	Yes
Teacher Employment, Compensation, and Dismissal Act – Grounds for Dismissal	CRS 22-63-301 Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes
Teacher Employment, Compensation, and Dismissal Act – Procedures for Dismissal of Teachers	CRS 22-63-302 Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes
Teacher Employment, Compensation, and Dismissal Act – Teachers Subject to Adopted Salary Schedule	CRS 22-63-401 Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes
Teacher Employment, Compensation, and Dismissal Act – Certificate Required to Pay Teachers	CRS 22-63-402 Automatic	*Develop job description*	Yes
Teacher Employment, Compensation, and Dismissal Act – Payment of Salaries upon Termination	CRS 22-63-403 Automatic	Tribe's *Personnel Policies and Procedures Manual*	Yes